

NOTICES OF PROPOSED RULEMAKING

Unless exempted by A.R.S. § 41-1005, each agency shall begin the rulemaking process by first submitting to the Secretary of State's Office a Notice of Rulemaking Docket Opening followed by a Notice of Proposed Rulemaking that contains the preamble and the full text of the rules. The Secretary of State's Office publishes each Notice in the next available issue of the *Register* according to the schedule of deadlines for *Register* publication. Under the Administrative Procedure Act (A.R.S. § 41-1001 et seq.), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for making, amending, or repealing any rule. (A.R.S. §§ 41-1013 and 41-1022)

NOTICE OF PROPOSED RULEMAKING

TITLE 6. ECONOMIC SECURITY

CHAPTER 3. DEPARTMENT OF ECONOMIC SECURITY UNEMPLOYMENT INSURANCE

Editor's Note: The following Notice of Proposed Rulemaking was reviewed per Laws 2009, 3rd Special Session, Ch. 7, § 28. (See the text of § 28 at 15 A.A.R. 1942, November 20, 2009.) The Governor's Office authorized the notice to proceed through the rulemaking process on December 29, 2009.

[R10-137]

PREAMBLE

1. Sections Affected

R6-3-1407

Rulemaking Action

Amend

2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):

Authorizing statutes: A.R.S. §§ 41-1954(A)(1)(a) and 41-1954(A)(3)

Implementing statutes: A.R.S. §§ 23-772(B) and 23-727(D)

3. A list of all previous notices appearing in the register addressing the proposed rule:

Notice of Rulemaking Docket Opening: 14 A.A.R. 2042, May 23, 2008

Notice of Proposed Rulemaking: 14 A.A.R. 2032, May 23, 2008

Notice of Supplemental Proposed Rulemaking: 14 A.A.R. 4189, November 7, 2008

Notice of Rulemaking Docket Opening: 16 A.A.R. 925, June 11, 2010

4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:

Name: Beth Broeker

Address: Department of Economic Security
P.O. Box 6123, Site Code 837A
Phoenix, AZ 85005

or

Department of Economic Security
1789 W. Jefferson St., Site Code 837A
Phoenix, AZ 85007

Telephone: (602) 542-6555

Fax: (602) 542-6000

5. An explanation of the rules, including the agency's reasons for initiating the rules:

The Arizona Department of Economic Security administers the state Unemployment Insurance (UI) program, authorized under Titles II and IX of the Social Security Act, the Federal Unemployment Tax Act, and A.R.S. Title 23, Chapter 4. A.R.S. § 23-772 requires that all base period employers be promptly notified when an individual files an initial claim for unemployment insurance. In conjunction with this statute, R6-3-1407 currently stipulates that the Department will mail a Notice to Employer to all base period employers, including the last employer, to notify these employers that a former employee has filed for unemployment insurance. R6-3-1407 further states that if an employer returns a Notice within 10 days after the date of mailing with a signed statement of facts that may affect the

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claimant's eligibility for benefits or information on the issue of separation, the employer will be an interested party to any determination made on the supplied information.

The Department developed a system that can transmit the Notice to Employer electronically. The new process also allows the employer to respond to the Notice electronically. The proposed amendment will maintain the substance of the current language applicable to mailed notices, but provides for the electronic transmittals. This rulemaking is in response to the Department's five-year-review report on Chapter 3, approved by Council on June 5, 2007.

6. **A reference to any study relevant to the rules that the agency reviewed and either proposes to rely on or not to rely on in its evaluation of or justification for the rules, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

None

7. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**

Not applicable

8. **The preliminary summary of the economic, small business, and consumer impact:**

There will be a positive impact for both small and large businesses that participate in the program to receive and return Notices to Employers electronically. Electronic transmission results in a savings on postage and handling. It also provides the employer with an extra day or two to gather information and prepare a response.

There will be no impact on workers who apply for unemployment insurance benefits.

9. **The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:**

Name: Beth Broeker

Address: Department of Economic Security
P.O. Box 6123, Site Code 837A
Phoenix, AZ 85005

or

Department of Economic Security
1789 W. Jefferson St., Site Code 837A
Phoenix, AZ 85007

Telephone: (602) 542-6555

Fax: (602) 542-6000

10. **The time, place and nature of the proceedings for the adoption, amendment, or repeal of the rules, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rules:**

The Department does not plan to conduct an oral proceeding on the proposed rules unless a written request for an oral proceeding is submitted to the person named in item 4 within 30 days after this notice is published. The Department will accept written public comments on the proposed rules for 30 days after the date of this publication.

11. **Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**

None

12. **Incorporations by reference and their locations in the rules:**

None

13. **The full text of the rules follows:**

TITLE 6. ECONOMIC SECURITY

CHAPTER 3. DEPARTMENT OF ECONOMIC SECURITY
UNEMPLOYMENT INSURANCE

ARTICLE 14. ADMINISTRATION AND ENFORCEMENT

Section

R6-3-1407. Interested Parties Party

ARTICLE 14. ADMINISTRATION AND ENFORCEMENT

R6-3-1407. Interested Parties Party

- A. ~~Interested parties~~ An interested party to a benefit or chargeability determination is ~~or a chargeability determination are:~~
1. A claimant whose right to benefits is affected.
 2. A claimant's most recent employing unit or employer, or any base period employer, if the employer:
 - a. Returns the Department's Notice to Employer, with a signed statement of facts ~~which that~~ may affect the claimant's eligibility for benefits, or information on the issue of separation from employment, within 10 business days ~~after the date the Department mails the Notice of the date on the Notice to Employer the Department mails~~ to the employer's address of record; or
 - b. Responds electronically to the Department's Notice to Employer within 10 business days of date the Department transmits the Notice to the employer's electronic address on file, provided the response contains:
 - i. A statement of facts that may affect the claimant's eligibility for benefits or information on the issue of separation from employment with the employer,
 - ii. The date of the last date worked for this employer, and
 - iii. The name of the individual responsible for providing this information; or
 - ~~b-c.~~ Makes a bona fide offer of work to the claimant during a week for which the claimant files a claim for benefits, and sends the Department written notification of the offer within ~~5~~ five business days ~~of the date the employer makes of~~ the offer.
 3. The claimant's most recent employing unit or employer, when the claimant is disqualified on the basis of the claimant's separation from employment with the employing unit or employer.
- B. The Department shall make a previously excluded party an interested party to a decision involving whether wages are usable for a claim ~~whenever when~~ the Department determines ~~that~~ the decision could adversely affect the excluded party.

NOTICE OF PROPOSED RULEMAKING

TITLE 17. TRANSPORTATION

CHAPTER 2. DEPARTMENT OF TRANSPORTATION
AERONAUTICS DIVISION

Editor's Note: The following Notice of Proposed Rulemaking was reviewed per Laws 2009, 3rd Special Session, Ch. 7, § 28. (See the text of § 28 at 15 A.A.R. 1942, November 20, 2009.) The Governor's Office authorized the notice to proceed through the rulemaking process on February 9, 2010.

[R10-138]

PREAMBLE

1. Sections Affected

R17-2-101
R17-2-201
Table 1
R17-2-206

Rulemaking Action

Amend
Amend
Amend
Amend

2. The statutory authority for the rulemaking, including both the authorizing statutes (general) and the statutes the rules are implementing (specific):

Authorizing statute: A.R.S. §§ 28-366, 28-8204, and 28-8419
Implementing statutes: A.R.S. §§ 28-8202, 28-8204, 28-8241 through 28-8244, and 28-8419

3. A list of all previous notices appearing in the Register addressing the proposed rules:

Notice of Rulemaking Docket Opening: 16 A.A.R. 1675, August 27, 2010

4. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:

Name: Michael Halpin, Airport Manager
Address: Grand Canyon National Park Airport
P.O. Box 3351
Grand Canyon, AZ 86023
Telephone: (928) 638-2446

Notices of Proposed Rulemaking

Fax: (928) 638-2834
E-mail: mhalpin2@azdot.gov

5. An explanation of the rules, including the agency's reasons for initiating the rules:

The Arizona Department of Transportation, Administrative Services Division, proposes to amend fees and charges for services and use of facilities and equipment at the Grand Canyon National Park Airport. This action ensures compliance with Federal Aviation Administration Airport Improvement Program Grant Assurance 24, which states, "It (the airport sponsor, the state of Arizona) will maintain a fee and rental structure for the facilities and services at the airport which will make the airport as self-sustaining as possible under the circumstances existing at the particular airport, taking into account such factors as the volume of traffic and economy of collection. No part of the Federal share of an airport development, airport planning or noise compatibility project for which a grant is made under Title 49, United States Code, the Airport and Airway Improvement Act of 1982, the Federal Airport Act or the Airport and Airway Development Act of 1970 shall be included in the rate basis in establishing fees, rates, and charges for users of that airport."

6. A reference to any study relevant to the rules that the agency reviewed and either proposes to rely on or not to rely on in its evaluation of or justification for the rules, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:

The agency did not review or rely on any study for this rulemaking.

7. A showing of good cause why the rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

8. The preliminary summary of the economic, small business, and consumer impact:

Established as a self-supporting entity through the use of rates, fees, and lease charges designed to support operations, the Grand Canyon National Park Airport (GCNPA) is a tourism hub for national and international visitors to Arizona and the Grand Canyon. As the state's third busiest commercial passenger airport servicing 100,000 flights and 300,000 passengers annually, the GCNPA has not seen a rate increase since 1997 and current revenues do not support operational costs.

The Federal Aviation Administration (FAA) Airport Improvement Program (AIP) grants require the GCNPA to maintain a rate/fee structure that promotes a self-sustaining operation. With revenue declining in recent years, ADOT has supplemented the GCNPA budget through the state aeronautics fund. However, as the state aeronautics fund is intended to provide grants to statewide municipal airports, continual use of the state aeronautics fund reduces the amount of grant funds available to maintain local airports. This rulemaking will allow ADOT to adjust to a national market level the rates and fees charged to users of the airport thus ensuring that FAA requirements are met.

The proposed fees were developed after informal discussions and staff review of fees charged at other commercial service airports around Arizona, within the National Park Service, and in bordering states. The airports included in this review were Flagstaff, Prescott, Phoenix-Mesa Gateway, and Tucson International, as well as Fresno Yosemite International, St. George Utah (servicing Zion National Park), and airports in Wyoming (servicing Yellowstone and Grand Teton National Parks).

9. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:

Name: Michael Halpin, Airport Manager
Address: Grand Canyon National Park Airport
P.O. Box 3351
Grand Canyon, AZ 86023
Telephone: (928) 638-2446
Fax: (928) 638-2834
E-mail: mhalpin2@azdot.gov

10. The time, place, and nature of the proceedings for the making, amendment, or repeal of the rules, or if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rules:

Date: November 17, 2010
Time: 1:30 p.m.
Location: Grand Canyon National Park Airport
Aircraft Rescue and Firefighting Facility (ARFF)
1542 Liberator Drive
Grand Canyon, AZ 86023

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Nature: Oral Proceeding/Public Hearing

All comments should be directed to the person listed in item 4. Written comments may be submitted at any time, and oral comments may be made during regular business hours, before the close of public record at 5:00 p.m. on November 17, 2010.

11. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

None

12. Incorporations by reference and their location in the rules:

None

13. The full text of the rules follows:

TITLE 17. TRANSPORTATION

**CHAPTER 2. DEPARTMENT OF TRANSPORTATION
~~AERONAUTICS~~ ADMINISTRATIVE SERVICES DIVISION**

(Authority: A.R.S. §§ 28-1707 and 28-1722)

ARTICLE 1. GENERAL PROVISIONS

Section

R17-2-101. Definitions

ARTICLE 2. GRAND CANYON NATIONAL PARK AIRPORT – OPERATION AND MANAGEMENT

Section

R17-2-201. Fees and Charges for Services and Use of Facilities and Equipment at the Airport

Table 1. Grand Canyon National Park Airport Fees and Charges

R17-2-206. Airport Impoundment Procedures; Notice of Impound

ARTICLE 1. GENERAL PROVISIONS

R17-2-101. Definitions

In this Chapter, the following definitions shall apply:

“ADOT” means the Arizona Department of Transportation.

“After-hours” means hours beyond those determined by airport management as appropriate to meet the seasonal demand.

“Aircraft ramp area” means an artificially surfaced section of airport ground designed and used for aircraft parking with access to a taxiway.

“Airport” means the geographical boundaries of the property owned by the Arizona Department of Transportation; ~~Aeronautics Division~~, and known as the Grand Canyon National Park Airport.

“Airport business” means any business venture operating inside the boundaries of the Grand Canyon National Park Airport or relying on business generated as a result of the presence of the airport, its customers, or employees.

“Airport gate” means an entryway onto an apron, whether through a fence or a building.

“Airport leaseholder” means a user of the airport under a lease agreement with the Department.

“Airport management” means one or more persons designated by the ~~ADOT Aeronautics Division Assistant~~ Director as responsible for the management of the airport and its operations.

“Airport Trespass” means the entrance on airport property by any ground transportation company issued an airport order not to enter airport property.

“Apron” means an artificially surfaced area of ground designed and used for the parking and storage of aircraft at an airport.

“Commercial aircraft passenger” means a person, other than aircraft flight crew, enplaning or deplaning from a commercial service aircraft.

“Commercial aviation” means the scheduled or non-scheduled transportation by air of persons or property for compensation or hire under FAA regulations.

“Commercial fuel handling” means the sale, storage, transportation, or distribution of fuels for compensation.

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~~“Commercial ground transportation” means the scheduled or non-scheduled transportation, exclusive of by air, non-air transportation of persons or property to or from the airport for compensation or hire to and from the airport.~~

“Commercial use ramp” means an apron designated by airport management for the parking of commercial aircraft and the enplaning or deplaning of commercial aircraft passengers.

“Direct costs” means labor, materials, and variable overhead expenses which are directly dependent on the operation.

“Direct phone” means telephone service directly to hotels, motels, or other firms.

“Director” means the Director of the Arizona Department of Transportation or the Director’s designee.

~~“Director of Aeronautics” means the ADOT Assistant Director of Aeronautics.~~

“Disabled aircraft” means ~~any~~ an aircraft that requires assistance to move from any position on ~~the a~~ runway, taxiway, or apron ~~areas area~~ of the airport.

“Disabled aircraft support equipment” means any equipment used to assist aircraft movement from any position on ~~the a~~ runway, taxiway, or apron ~~areas area~~ of the airport.

~~“Division” means the Arizona Department of Transportation’s Aeronautics Division.~~

“Electronic access security badge” means a credential issued by airport management to a person for identification as an employee of the airport, an airport tenant, or an airport contractor authorized to open electronically controlled gates.

“FAA” means the Federal Aviation Administration of the United States Department of Transportation.

“Fixed base operator” means an airport business that provides airport user services, including but not limited to, commercial fuel handling within the boundaries of the airport.

“Fuel” means all flammable fluids composed of a mixture of selected hydrocarbons manufactured and blended for the purpose of aircraft, railroad, or motor vehicle propulsion.

“Fuel supplier” means ~~any~~ an airport business that dispenses fuel to retail customers or into vehicles owned or operated by that business.

“Lease” means a contract granting use or occupation of property during a specified period in exchange for a specified compensation.

“License agreement” means a contract granting use or occupation of a portion of the terminal or other state-owned building in exchange for a specific compensation.

“Maximum landing weight” means the maximum weight at which an aircraft may normally be landed as determined by the manufacturer.

“NFPA” means the National Fire Protection Association.

“Non-terminal ramp area” means the portion of aircraft ramp area designated by airport management for the parking of aircraft when use of a terminal building is not required.

“Overnight parking” means the act of leaving a motor vehicle unoccupied on airport property during any time that occurs between the hours of sunset and sunrise.

“Permit holder” means ~~any~~ a person, partnership, association, firm, or corporation, owning or operating a business at the airport under a use permit.

“Public use terminal” means ~~any~~ a structure designated for use by the general public and not specifically restricted or dedicated to any one airport business.

“Retail sales” means all sales activities at the airport not directly related to the transportation of persons or property. Sales include but are not limited to food, beverages, souvenirs, sundries, books, newspapers, and magazines.

“Rotorcraft” means a heavier-than-air aircraft that depends principally for its support in flight on the lift generated by one or more rotors.

“Security badge” means a credential issued by airport management to a person for identification as an employee of the airport, an airport tenant, or an airport contractor.

“Self-fuel dispensing or handling” means non-commercial fuel delivery to an aircraft, provided by the owner or operator.

“State” means the ~~State~~ state of Arizona or its agents.

“Sunset” and “sunrise” have the same meaning and daily calculation as prescribed by the United States Naval Observatory (USNO), which is available on the internet at <http://aa.usno.navy.mil> or in hardcopy format from airport management.

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“Taxiway” means an artificially surfaced strip of ground designed and used ~~at an airport~~ for the ground movement of aircraft at an airport.

“Terminal ramp area” means the portion of aircraft ramp area designated by airport management for the parking of aircraft when use of a terminal building is required.

“Terminal road” means an artificially surfaced strip of ground positioned in front of an airport terminal building, which is designated by airport management for the parking of vehicles and the loading or unloading of passengers.

“Terminal space” means any area within a structure designated as a terminal and used by the public for transitioning between aircraft and ground transportation.

“Use permit” means a contract granting the privilege to conduct commercial operations at the airport in exchange for a specific compensation.

“Vehicle” means any equipment, other than aircraft, which is used for transporting persons or property ~~other than aircraft~~.

ARTICLE 2. GRAND CANYON NATIONAL PARK AIRPORT – OPERATION AND MANAGEMENT

R17-2-201. Fees and Charges for Services and Use of Facilities and Equipment at the Airport

A. ~~Except as provided in subsection (B), the~~ The fees and charges in Table 1 apply to all tenants and users of the airport and its facilities.

B. ~~The fees and charges established in subsection (A) do not apply to:~~

- ~~1. The use of leased facilities under an airport ground lease.~~
- ~~2. The use of airport facilities, equipment, or services included in an airport ground lease in effect on July 1, 1993.~~

Table 1. Grand Canyon National Park Airport Fees and Charges

Landing Fees	
For commercial flight operations landing at the airport including, but not limited to, air carrier, air taxi, air tour, and air freight:	
Single-engine fixed wing, multi-engine fixed wing, and or rotorcraft	\$1.00 <u>\$1.05</u> per 1,000 lbs., or part of 1,000 lbs., of FAA-certified maximum landing weight
Aircraft Parking Fees	
For restricted non-commercial aircraft parking areas within airport boundaries designated by airport management:	
Single-engine fixed wing and or rotorcraft	\$30.00 <u>\$50.00</u> per month, if parked in designated public tie-down areas
Multi-engine fixed wing or rotorcraft	\$40.00 <u>\$100.00</u> per month, if parked in designated public tie-down areas
	The daily rate shall be 1/40 <u>one-tenth</u> of the applicable monthly rate
Terminal Fees	
Terminal counter space	\$20.00 <u>\$26.00</u> per sq. ft., per year
Terminal office space	\$15.00 <u>\$26.00</u> per sq. ft., per year
Advertising space	\$2.00 <u>\$5.00</u> per sq. ft. (sign size), per month, for terminal and counter areas \$5.00 <u>\$8.00</u> per sq. ft. (sign size), per month, for outdoor sign space
Direct phone space	\$20.00 <u>\$35.00</u> per unit, per month
Retail sales space	\$20.00 <u>\$26.00</u> per sq. ft., per year
Public address system	\$25.00 <u>\$35.00</u> per monthly subscription
After-hours terminal use	\$150.00 <u>\$200.00</u> per hour, or part of an hour, in excess of ten <u>10</u> minutes after scheduled terminal closure
Gate Fees	
For use of <u>any gate providing access to or from the aircraft ramp area:</u>	
<u>Airport leaseholder</u>	<u>\$50.00 per use to load or unload commercial aircraft passengers through an airport gate</u>
<u>Non-airport leaseholder</u>	<u>\$100.00 per use to load or unload commercial aircraft passengers through an airport gate</u>
Fuel Flowage Fees	
Fuel flowage	\$0.03 <u>\$0.12</u> per gallon of fuel delivered to the airport

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Equipment Use Fees	
Auxiliary power unit	\$10.00 <u>\$100.00</u> per use
Aircraft tug	\$20.00 <u>\$100.00</u> per use
Portable heater	\$10.00 <u>\$50.00</u> per use
Passenger stairs	\$10.00 <u>\$100.00</u> per use
Non-aviation equipment	As negotiated
Miscellaneous Fees	
After-hours runway inspection for commercial use permit holder	\$50.00 <u>\$100.00</u> per landing, take-off, or if on standby, for each 30-minute increment
Storage of crash debris	\$5.00 <u>\$25.00</u> per sq. ft., per month, or increment of a month beyond 72 hours
Clean up of hazardous materials	Direct costs
Repairs of damage to airport property	Direct costs
Disabled aircraft assistance	Direct costs
Disabled aircraft support equipment	Direct costs
Ground Transportation Fees	
All commercial ground transportation use permit holders shall report and pay monthly the following fee <u>fees</u> :	
Ground transportation <u>passenger</u>	\$0.30 <u>\$0.60</u> per passenger transported each way; either to or from the airport
Annual airport access permit	<u>\$100.00 per vehicle for an airport leaseholder</u> <u>\$250.00 per vehicle for a non-airport leaseholder</u>
Terminal road parking permit	<u>\$15.00 per use for an airport leaseholder</u> <u>\$25.00 per use for a non-airport leaseholder</u>
Airport trespass	<u>\$1000.00 per occurrence, applies to any ground transportation company that violates an airport order not to enter airport property</u>
Vehicle Parking Fees	
For restricted parking areas <u>located</u> within <u>the</u> airport boundaries <u>and</u> designated by airport management <u>for restricted parking</u> :	
Ground transportation use permit parking	\$5.00 <u>\$10.00</u> per vehicle, per day, or any portion of any a 24-hour period <u>for an airport leaseholder</u> <u>\$15.00 per vehicle, per day, or any portion of a 24-hour period for a non-airport leaseholder</u> \$50.00 <u>\$100.00</u> per vehicle, per month, in designated areas <u>for an airport leaseholder</u> \$150.00 per vehicle, per month, for a non-airport leaseholder
Rental car parking	Auto storage, in a designated area, as established by use permit terms
Overnight parking, commercial vehicles in excess of designated number as specified by license agreement or use permit, and private vehicles	\$5.00 <u>\$10.00</u> per vehicle, per 24-hour period; or \$50.00 <u>\$100.00</u> per vehicle, per month, in designated area
Terminal Retail Sales of Goods or Services	
Fees shall be <u>are</u> a percentage of gross receipts, as defined in <u>under</u> A.R.S. § 42-5001, of all retail sales after federal, state, and local taxes, except as negotiated in each use permit. Use permits shall be <u>are</u> based upon <u>on</u> highest and best bids but shall <u>and</u> contain provisions for not less than the percentage in this schedule:	
Air tours originating at <u>using</u> the airport	7%
Food and beverage	15%
Rental of personal property, including but not limited to car rentals	15%
Retail sales of merchandise	15%
Personal services businesses, including but not limited to shoe shine, beauty and barber shops and others	15%
Other	As negotiated

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Use of Other Facilities Outside the Terminal	
Use of other facilities outside the terminal	As negotiated
<u>Security Fees</u>	
<u>For airport employees, airport tenant employees, and airport users as required by the Federal Aviation Administration (FAA) and the Transportation Security Administration (TSA)</u>	
<u>Security badge</u>	<u>\$25.00 per year</u>
<u>Replacement security badge</u>	<u>\$50.00 for first lost security badge occurrence</u> <u>\$100.00 for second lost security badge occurrence, and</u> <u>\$150.00 for third lost security badge occurrence</u>
<u>Unreturned security badge</u>	<u>\$200.00 for failure to return security badge at termination of employment (charged to airport tenant)</u>
<u>Electronic access security badge</u>	<u>\$30.00 per year for a badge providing access to the airfield and other secured areas</u>
<u>Replacement electronic access security badge</u>	<u>\$60.00 for first lost electronic access security badge occurrence</u> <u>\$120.00 for second lost electronic access security badge occurrence</u> <u>\$180.00 for third lost electronic access security badge occurrence</u>
<u>Unreturned electronic access security badge</u>	<u>\$250.00 for failure to return electronic access security badge at termination of employment (charged to airport tenant)</u>
<u>Security screening</u>	<u>\$100 per flight for use of airport security screening facilities</u>
<u>Security violation</u>	<u>\$100 per violation of airport, FAA, or TSA security regulations; and</u> <u>\$250 for each additional violation in a 30 day period</u>
<u>Commercial Use Ramp Fees</u>	
<u>Terminal ramp area</u>	<u>\$35.00 per hour for an airport leaseholder up to a maximum of \$140.00 per use, and</u> <u>\$100.00 per hour for a non-airport leaseholder up to a maximum of \$500.00 per use</u>
<u>Non-terminal ramp area</u>	<u>\$25.00 per hour for an airport leaseholder up to a maximum of \$100.00 per use, and</u> <u>\$50.00 per hour for a non-airport leaseholder up to a maximum of \$200.00 per use</u>
<u>Water Usage Fees</u>	
<u>Water usage</u>	<u>\$0.03 per gallon for use of 1 to 25,000 gallons per month;</u> <u>\$0.035 per gallon for use of 25,001 to 50,000 gallons per month; and</u> <u>\$0.10 per gallon for use of 50,001 or more gallons per month</u>

R17-2-206. Airport Impoundment Procedures; Notice of Impound

This Section applies to all persons or entities using the airport and its facilities:

1. Airport management may remove and impound any aircraft or other vehicle found on state property where an owner has:
 - a. Parked the aircraft or vehicle in an area designated and posted as a restricted area;
 - b. Parked the aircraft or vehicle in violation of these rules;
 - c. Abandoned the aircraft or vehicle on airport property for more than 14 days without prior notification and permission of airport management;
 - d. Failed to pay parking fees for 15 days after the date a parking statement is attached to the aircraft or vehicle, indicating that a parking fee is due; or
 - e. Parked the aircraft or vehicle in a manner or location that constitutes a hazard or impediment to the general public or to the movement and operation of aircraft or emergency equipment.
2. Notice of Impound.
 - a. An authorized agent of the airport management, at the time of removal for impound, shall post a Notice of Impound as near to the location from which the aircraft or vehicle was removed as is practical, and a copy of the notice shall be mailed to the address listed on the:
 - i. Aircraft or vehicle;
 - ii. Vehicle registration in the aircraft or vehicle; or
 - iii. Airport records.
 - b. Airport management, within a period of 10 business days from the date of impoundment, shall twice publish the Notice of Impound in a daily newspaper with a general circulation in Coconino County, if no address is known. The notice shall describe the:

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- i. Aircraft or vehicle;
 - ii. Parking violation that necessitated the impoundment;
 - iii. Location to which the aircraft or vehicle was impounded;
 - iv. Name and address of the person to contact regarding the impoundment; and
 - v. Owner's right to file a request for a hearing under subsection (5).
3. Airport management shall ensure that:
 - a. A vehicle is removed by a tow company licensed by the Department of Public Safety; and
 - b. An aircraft is removed by a fixed base operator licensed by the ADOT ~~Aeronautics~~ Administrative Services Division.
4. Costs to owner. The owner of an aircraft or vehicle is responsible for all costs involved in the removal, impoundment, and storage of the aircraft or vehicle, plus any costs incurred by publication of the Notice of Impound.
5. Hearing requests. Any person subject to a decision made ~~within the Aeronautics Division~~ by airport management under this Chapter may request a hearing ~~before~~ with the Director. The person shall submit a written request for the hearing to the Department not more than 30 days after the action ~~of the Aeronautics Division~~ taken by airport management. The hearing shall be held in accordance with A.R.S. Title 41, Chapter 6, Article 6.